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PATENT
82874.0011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Tallis Y. Chang, et al.

Serial No: 10/039,838

Filed: November 6, 2001

For: TAP COUPLERS FOR FIBER OPTIC
ARRAYS



Art Unit: 2874

Examiner: Not Assigned

I hereby certify that this correspondence
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Commissioner for Patents
Washington D.C. 20231, on

April 9, 2002

Date of Deposit

William H. Wright

Name

April 9, 2002

Signature

Date

PETITION UNDER 37 C.F.R. §1.17(h)

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This petition is in response to the Notice of Omitted Items in a Nonprovisional
Application dated March 26, 2002 received in the above-referenced U.S. Patent Application.

Attached to this petition are:

- A copy of the Notice of Omitted Items in a Nonprovisional Application dated
March 26, 2002 (the Notice);
- A copy of the postcard filed with the above-referenced patent application that
was stamped as received by the U.S. Patent and Trademark Office Mailroom and
bearing the serial number of the above-referenced patent application. The
postcard indicates that 23 pages of specification, 1 page of abstract and 23 claims
were filed. Note that only so much of the postcard as survived decontamination
and other handling was available for this copy;
- A copy of page 21 of the application identified as missing by the Notice;
- A check in the amount of \$130 as petition fee;
- A copy of this petition; and
- A return postcard for this petition.

04/19/2002 BABRAH1 00000062 10039838

04/19/2002 date: 07/17/2002 AKELL 10.00 DP
04/19/2002 BABRAH1 00000062 10039838
01 FC:122 -130.00 DP

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OFFICE OF PETITIONS

Rep'n. Ref: 07/17/2002 KELLEY 0011432600
DAB:501314 Name/Number: 10039838 \$130.00 CR
FC: 704

Applicant received a Notice of Omitted Item(s) in a Nonprovisional Application dated March 26, 2002. The notice indicates that page 21 of the specification was omitted at the time of filing the application. Applicant believes that the application was deposited with the U.S. Postal Service, in its entirety, and page 21 was either lost or damaged in the decontamination process by the U.S. Postal Service. Applicant received the return postcard from the Patent Office, which has been partially destroyed but which was nevertheless stamped and indicated to include all of the pages of the application. The return postcard was delivered in a plastic envelope that states the mail sent was damaged. A copy of the return postcard and the notice that accompanied it from the U.S. Postal Service is enclosed.

Applicant submits that application page 21 was in fact deposited in the U.S. Patent and Trademark Office with the rest of this application and that the attached copy of the returned postcard evidences this fact. Applicant requests that the attached copy of page 21 be placed in the file and that this application be passed to examination.

Applicant believe the omission of page 21 occurred at the time of the decontamination process, therefore, the petition fee in the amount of \$130 should be refunded.

Please charge any excess fees or return credits to our Deposit Account No. 50-1314.

Respectfully submitted,

HOGAN & HARTSON L.L.P.

By: 

William H. Wright

Registration No. 36,312

Attorney for Applicant(s)

Date: April 9, 2002

500 South Grand Avenue, Suite 1900
Los Angeles, California 90071
Phone: 213-337-6700
Fax: 213-337-6701